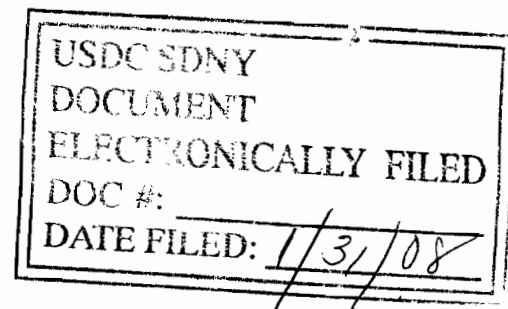
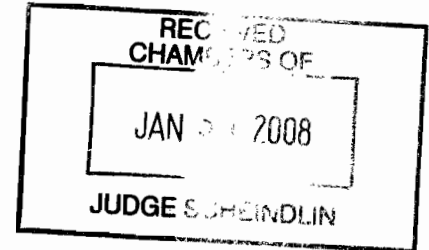


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK



-----X  
**IN RE: METHYL TERTIARY BUTYL ETHER  
PRODUCTS LIABILITY LITIGATION**  
-----X

Master File C.A. No. 1:00-1898  
MDL 1358 (SAS)  
M21-88



**This document relates to the following case:**

*County of Suffolk and Suffolk County Water Authority  
v. Amerada Hess Corp., et al.*, 04 Civ. 5424  
-----X

**STIPULATION OF DISMISSAL OF  
NAVIGATION LAW CLAIMS**

This Stipulation by and between the County of Suffolk and Suffolk County Water Authority, as Plaintiffs, and Lyondell Chemical Company (individually and formerly known as Lyondell Petrochemical Company and/or as ARCO Chemical Company) and Equistar Chemicals, LP, as Defendants, by and through their undersigned attorneys, is made effective this 30<sup>th</sup> day of January 2008:

It is Agreed and Stipulated by the undersigned parties that Plaintiffs' Eighth Cause of Action in their Sixth Amended Complaint, alleging violations of New York State's Navigation Law §170 (New York Spill Prevention, Control and Compensation Act), is hereby dismissed as against Lyondell Chemical Company and Equistar Chemicals, LP without prejudice. The Parties

In Re: Methyl Tertiary Butyl Ether ("MTBE") Products Liability Litigation

Doc. 1671

expressly reserve all other claims and defenses set forth in the Sixth Amended Complaint and the Master Answers relating thereto.

WEITZ & LUXENBERG

BLANK ROME, LLP

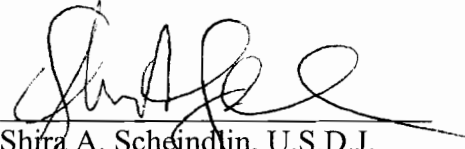
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*Attorneys for Defendants,  
Lyondell Chemical Company and  
Equistar Chemicals, LP*

IT IS SO ORDERED:

  
Shira A. Scheindlin, U.S.D.J.

1/31/08